

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK  
DEVROL PALMER,**

**Plaintiff,**

**9:16-cv-27  
(GLS/TWD)**

**v.**

**DR. MICHAEL SEIDMAN et al.,**

**Defendants.**

**APPEARANCES:**

**OF COUNSEL:**

**FOR PLAINTIFF:**

DEVROL PALMER  
Plaintiff, *Pro Se*  
Trysee  
Brown's Town P.O.  
St. Ann  
Jamaica, WI

**FOR DEFENDANTS:**

HON. BARBARA UNDERWOOD  
New York Attorney General  
The Capitol  
Albany, New York 12224

SHANNAN COLLIER  
KRASNOKUTSKI  
Assistant Attorney General

**Gary L. Sharpe  
Senior District Judge**

**ORDER**

The above-captioned matter comes to this court following a Report-Recommendation and Order by Magistrate Judge Thérèse Wiley Dancks, duly filed on August 13, 2018. (Dkt. No. 85.) Following fourteen days from

the service thereof, the Clerk has sent the file, including any and all objections filed by the parties herein.

No objections having been filed, and the court having reviewed the Report-Recommendation and Order for clear error, it is hereby

**ORDERED** that the Report-Recommendation and Order (Dkt. No. 85) is **ADOPTED** in its entirety; and it is further

**ORDERED** that defendants' motion for summary judgment (Dkt. No. 90) is **GRANTED**; and it is further

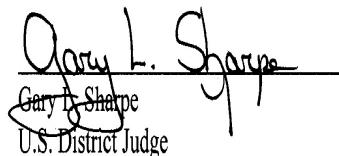
**ORDERED** that plaintiff's claims against K. Weyn are **DISMISSED WITH PREJUDICE** for failure to prosecute; and it is further

**ORDERED** that plaintiff's amended complaint (Dkt. No. 28) is **DISMISSED IN ITS ENTIRETY**; and it is further

**ORDERED** that the clerk close this case; and it is further  
**ORDERED** that the Clerk provide a copy of this Order to the parties in accordance with the Local Rules.

**IT IS SO ORDERED.**

September 4, 2018  
Albany, New York

  
Gary L. Sharpe  
U.S. District Judge